

AMENDED IN ASSEMBLY MAY 12, 2014

AMENDED IN SENATE MAY 7, 2013

AMENDED IN SENATE APRIL 25, 2013

SENATE BILL

No. 384

Introduced by Senators Gaines and DeSaulnier

February 20, 2013

An act to amend Section 70010.5 of the Education Code, relating to scholarships, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 384, as amended, Gaines. California Memorial Scholarship Program.

Existing law establishes the California Memorial Scholarship Program, administered by the Scholarshare Investment Board and funded by the California Memorial Scholarship Fund. Existing law states that the purpose of the program is to provide scholarships for surviving dependents of California residents killed as a result of injuries sustained during the terrorist attacks of September 11, 2001. Existing law further provides that these scholarships shall be used to defray the costs incurred by participants in the program at institutions of higher education.

Existing law requires the California Victim Compensation and Government Claims Board to identify all persons who are eligible for scholarships under the program and to notify them of their eligibility no later than July 1, 2003. Existing law requires eligible persons to inform the board in a timely manner of their decision on whether to participate in the program and requires eligible persons who are to

become participants in the program to execute agreements no later than July 1, 2005.

This bill would instead require the board to identify all persons who are eligible for scholarships under the program *by use of various methods, including, among others, media outreach and communication with the federal September 11th Victim Compensation Fund, and, after creating a new list of eligible persons, to notify them those persons of their eligibility by no later than July 1, 2014: 2015. The bill would require the person to provide written documentation, confirmed by the board, verifying his or her eligibility for the program if the person wishes to apply for a scholarship under the program.* The bill would also require that eligible persons who are to become participants in the program execute participation agreements no later than July 1, 2015: 2016.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 70010.5 of the Education Code is
2 amended to read:

3 70010.5. (a) The California Victim Compensation and
4 Government Claims Board shall identify all persons who are
5 eligible for scholarships under the program. The California Victim
6 Compensation and Government Claims Board shall ~~notify~~ *use*
7 *various methods to identify those persons, including, but not limited*
8 *to, all of the following:*

9 (1) *Media outreach, including, but not limited to, social media,*
10 *that explains the details of the program, who is eligible for*
11 *scholarships under the program, how to apply for scholarships*
12 *under the program, and how to sign up for further notifications*
13 *regarding the program.*

14 (2) *Written notification to persons, or in the case of minors,*
15 *their parents or guardians, who have already been identified as*
16 *eligible for scholarships under the program, and their known*
17 *family members. The notification shall explain that the program*
18 *has been reopened, and that the California Victim Compensation*
19 *and Government Claims Board is seeking information regarding*

1 *other persons who may be eligible for the program, and shall*
2 *provide instructions on how to sign up for further notifications*
3 *regarding the program.*

4 *(3) Communication with the federal September 11th Victim*
5 *Compensation Fund to determine if additional victims who were*
6 *California residents have been identified.*

7 *(b) After creating a new list of eligible persons for the program,*
8 *the California Victim Compensation and Government Claims*
9 *Board shall notify these persons or, in the case of minors, the*
10 *parents or guardians of these persons, of their eligibility for*
11 *scholarships under the program. This*

12 *(1) The notification shall be in ~~writing~~ and writing.*

13 *(2) The notification shall provide details on the program and*
14 *how to apply for scholarships under the program.*

15 *(3) The notification shall require the person to provide written*
16 *documentation, confirmed by the victim's compensation and*
17 *Government Claims Board, verifying his or her eligibility for the*
18 *program if the person wishes to apply for a scholarship under the*
19 *program pursuant to subdivision (c).*

20 *(4) The notification shall be received by all of the appropriate*
21 *persons no later than July 1, ~~2014~~. 2015.*

22 ~~(b)~~

23 *(c) Eligible persons, or in the case of minors, the parents or*
24 *guardians of these persons, shall inform the board of their decision*
25 *on whether to participate in the program in a timely manner.*
26 *Eligible persons, or in the case of minors, the parents or guardians*
27 *of these persons, who are to become participants in the program*
28 *shall execute agreements pursuant to Section 70011 no later than*
29 *July 1, ~~2015~~. 2016.*

30 SEC. 2. This act is an urgency statute necessary for the
31 immediate preservation of the public peace, health, or safety within
32 the meaning of Article IV of the Constitution and shall go into
33 immediate effect. The facts constituting the necessity are:

34 Because many eligible persons are not currently receiving
35 scholarships under the program, and because of the higher
36 education expenses, prospective or ongoing, of the dependents of
37 California residents who were killed as a result of injuries sustained

- 1 during the terrorist attacks of September 11, 2001, it is necessary
- 2 that this act take effect immediately.

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